

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**



Re Patent Application of

Michael Burrows et al.

Application No.: 10/040,774

Filed: December 28, 2001

For: SYSTEM AND METHOD FOR  
DYNAMIC DATA-TYPE CHECKING

) **MAIL STOP PETITION**

) Group Art Unit: 2192

) Examiner: JOHN J ROMANO

) Confirmation No.: 2125

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice by the United States Patent and Trademark Office. A Notice of Abandonment in this case is dated June 2, 2005. The date of abandonment is the day after the expiration date of the period set for reply in the Office Action dated November 3, 2004.

**APPLICANTS HEREBY PETITION FOR REVIVAL OF THIS APPLICATION.**

1. Charge the amount of \$1,500.00 for the Petition fee (Fee Code 1453/2453) to Deposit Account No. 02-4800.
2. A response to the non-final Office Action dated November 3, 2004, is enclosed along with a Transmittal Letter for Response/Amendment.
3. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

4. The Notice of Abandonment in this case is dated June 2, 2005, as mentioned above.

5. Applicants have advised the undersigned that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37. CFR 1.137(b) was unintentional. According to discussions with personnel in the Petitions Office of the U.S. Patent and Trademark Office, this statement is sufficient support for granting of this Petition in the present case.

If any issues remain, the Examiner is encouraged to telephone the undersigned at the below listed number.

This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: September 14, 2005

By:

  
Reg. No. 48,360  
Patrick C. Keane  
Registration No. 32,858

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620